Approved For Release 2001/08/25 : CIA-RDP59-00882R000300340014-4
SECRET

LS 5-C1.1a

OGC Has Reviewed

5 October 1955

MEMORANDUM FOR: Deputy Director (Support)

SUBJECT: Personal Use of Quasi-Personal Vehicles

REFERENCE: Memorandum for General Counsel from Acting Deputy Director (Support); Subject: Inspector General's Survey of the [redacted] Division, dated 20 September 1955

1. Your memorandum requests the comments of this Office on the following extract from a survey prepared on the [redacted] Division by the Inspector General:

> "The General Counsel provide an opinion as to how reimbursement to this Agency can be legally effected for unofficial (but necessary) use of vehicles assigned to individuals for safekeeping."

2. We assume that this extract presents the following issues for legal determination:

a. May quasi-personal vehicles assigned to Agency personnel be used by those individuals for other than official purposes; and

b. If the answer is yes, must they reimburse the Agency for the personal use of the vehicle?

25X1A

[redacted]

use of quasi-personal vehicles and we perceive no legal objection to such use when it stems from these considerations.

25X1A

3. [redacted]

"2 c (4) Agency vehicles assigned to individuals as quasi-personal vehicles may be used for such unofficial purposes as are required to maintain the cover of the vehicle, the activity, or the

Approved For Release 2001/08/25 : CIA-RDP59-00882R000300340014-4
SECRET

Approved For Release 2001/08/25 : CIA-RDP59-00882R000300340014-4

~~SECRET~~

individual concerned. Insofar as the unofficial use would be considered to be personal use in the absence of cover requirements, such use shall be at the personal expense of the individual and requires approval as noted in paragraph 4a(1)."

While the principle of reimbursement is recognized by the language quoted, it is silent on technique and rate.

5. It is common practice in private business to supply company representatives with a vehicle purchased by the company. Frequently the company permits such vehicles to be used personally by the employee at a fixed rate per mile. We recommend that an Agency regulation be promulgated recognizing that the very assignment of a quasi-personal vehicle involves acknowledgment and sanction of the fact that the vehicle will be necessarily used for personal purposes. The regulation should then provide that the employee will reimburse the Agency when the vehicle is so used, under equitable formulae which may be devised for varying factual situations. The regulation could also provide for periodic reports of personal use, certified by the individual, and for accompanying remittances of the amount due.

/S/

LAWRENCE R. HOUSTON
General Counsel

cc: Special Support Assistant to DD/S
Director of Logistics

OGC:MLE:mm
Distribution:
Orig. & 2 - DD/S ; Signer; Vital
1 - Subject; Legal; OGC Chrono; MLE file
Vehicles 3

~~SECRET~~

Approved For Release 2001/08/25 : CIA-RDP59-00882R000300340014-4